

ORDINANCE NO. 4514

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SCOTTSDALE,  
MARICOPA COUNTY, ARIZONA AMENDING A PORTION OF  
CHAPTER 49 OF THE SCOTTSDALE REVISED CODE, REGARDING  
WATER, SEWERS, AND SEWAGE DISPOSAL

WHEREAS, the City of Scottsdale desires to continue to accommodate community needs for utility services without decreasing current standards of public health; and

WHEREAS, the City further desires to amend the provisions of Chapter 49 to provide clarity for the authority of the City to establish and maintain utility accounts;

BE IT ORDAINED by the Council of the City of Scottsdale as follows:

Section 1.

Chapter 49 of the Scottsdale Revised Code, relating to Water, Sewers, and Sewage Disposal is amended as follows (with additions in highlighting and deletions in strikethrough):

ARTICLE II – MUNICIPAL WATER SYSTEM  
DIVISION 1. – GENERALLY

Sec. 49-22. - Application for domestic water service for an existing unit of service.

(a) Before turning on domestic water to an existing unit of service, the user thereof shall make application for service to the City. The application shall ~~set forth~~ be in a form approved by the Business Services Director and provide:

(1) ~~User's name, street address, telephone number, birth date and any other items or information deemed necessary by the Business Services Director.~~

~~User's name, address, telephone number and social security number.~~

(2) ~~Name, address, telephone number of person responsible for water billing, if other than user.~~

(3) ~~Name, address, telephone number of property owner.~~

(4) ~~The official street address assigned to the property.~~

(5b) ~~Such other information as the department director of business services may deem necessary for the purpose of billing and collection.~~ The Business Services Director may establish policies and procedures as necessary for verification of identity, property

ownership, tenancy, or such other requirements as may be necessary to establish the applicant's eligibility or authority to open or update an account for the subject property.

~~(b)~~ (c) Domestic water service shall not be furnished to any property unless the application is completed and all charges against the property of any nature whatsoever due and payable to the City under any City ordinance have been paid. This includes any deposits that may apply.

~~(c)~~ (d) Any delinquent amounts owing on existing or prior accounts must be paid when a property owner or tenant applies to open another service account. Failure to pay the delinquent amount owing on a prior account or accounts constitutes grounds for the City to refuse new service.

~~(d)~~ (e) In the event that service at a new location is initiated prior to the preparation of a current billing statement for another City account held by the same person or persons, or becomes delinquent after the initiation of service at the new location, the amount due or delinquent shall be added to the amount due on the new account. In the event that the account holder or holders fail(s) to pay in full both the transferred amount and the present charges by the delinquent date of the statement on which the transferred amount appears, service on the new account shall be subject to termination in accordance with section 49-54, below.

~~(e)~~ (f) Domestic water account holders shall notify the City of any change in mailing address, occupancy, or ownership within fifteen (15) days after such change occurs. Failure to contact the City may result in penalties or late charges which shall be the responsibility of the account holders.

~~(f)~~ (g) Notwithstanding any of the fees specified in this section, nothing shall prohibit the City from charging the property owner, account holder, or potential account holder, the actual cost to perform the account updates. In all such cases the person requesting service shall receive itemized billing for any amounts due above any service charge paid pursuant to this section.

~~(g)~~ (h) Under normal conditions, domestic water service shall be provided no earlier than one work day after a properly completed application is submitted and all required fees are paid.

~~(h)~~ (i) If domestic water service is requested to be provided on the same day that the application is completed, a thirty-seven dollar (\$37.00) fee will apply. This fee shall be charged on the first statement for service. The fee shall be due and payable in accordance with section 49-52.

~~(i)~~ (j) If a customer needs domestic water service turned on and off within 24 hours, a one hundred forty-two dollar (\$142.00) fee shall apply and shall be paid prior to the service being turned on.

Section 2. If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part of the code adopted herein is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

PASSED AND ADOPTED by the Council of the City of Scottsdale this 14 day of September, 2021.

CITY OF SCOTTSDALE, an Arizona municipal corporation

ATTEST:

By:   
David D. Ortega, Mayor

By:   
Ben Lane, City Clerk

APPROVED AS TO FORM:

OFFICE OF THE CITY ATTORNEY

  
Sherry R. Scott, City Attorney

By: Eric C. Anderson, Senior Assistant City Attorney